IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 6001 OF 2005

WRIT PETITION NO. 6490 OF 2005

WRIT PETITION No. 5863 OF 2005

WRIT PETITION No. 5748 OF 2005

WRIT PETITION No. 5749 OF 2005

WRIT PETITION No. 5692 OF 2005

WRIT PETITION NO. 5752 OF 2005

WRIT PETITION No. 5768 OF 2005

WRIT PETITION No. 5788 OF 2005

WRIT PETITION NO. 5789 OF 2005

WRIT PETITION NO. 5793 OF 2005

Between:

1 Deen Dayal Educational Academy, Siddharthnagar, Vikarabad, Ranga Reddy District,
rep. by its Pesident, K. Jaidev S/o K. Buddha Dev, aged 36 years, R/o Vikarabad, Ranga Reddy District.
2 Vishwa Bharathi Educational Society, Jadcherla, Mahabubnagar District,
rep. by its Secretary, Ch. Rama Rao S/o Roshaiah, aged 40 years, R/o Shadnagar, Mahabubnagar District.
3 K.B.K. Educational Society, Gemini Colony, Ramnagar, Hyderabad
rep. by its Secretary, K. Yadaiah S/o Venkataiah, aged 56 years, r/o Ramnagar, Hyderabad.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, rep. by its Secretary, Department of Education at
Secretariat, Hyderabad.
2 The Convenor, EDCET 2004-2005, O/o Director of School Education, Andhra Pradesh, Hyderabad.
3 The Commissioner & Director of School Education, Andhra Pradesh, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issued a Writ of mandamus or any other appropriate Writ or Writs, Order or Direction, declaring the action of the Respondents in seeking not to allot students to the Colleges established by petitioner societies, in B.Ed Course, on the ground that they do not figure in the list communicated by first respondent vide G.O.Ms.No. 48 dt. 3-3-2005, as illegal, arbitrary and unconstitutional by consequently directing the 2nd Respondent to allot students to the colleges established by petitioner societies, viz., Siddhartha College of Education, Siddharthanagar, Vikarabad, Ranga Reddy District, Vishwa Vikas College of Education, Shadnagar, Mahabubnagar District and Yadaiah College of Education, Habshiguda, Nacharam village, Uppal Mandal, Ranga Reddy District, respectively for admission into B.Ed. course, without reference to G.O.Ms.No. 48 dt. 3-3-2005 issued by first respondent Award costs.

Counsel for the Petitioner:MR.N.SRIDHAR REDDY

Counsel for the Respondent.: GP FOR EDUCATION

WRIT PETITION NO : 6490 of 2005

Between:

1 Sri Venkateswara Educational Society, Bagh Lingampally, Hyderabad rep.by its Secretary,
K.Sekhar Reddy, S/o.K.Sathi Reddy,
2 Sri Saraswathi Vidya Nilayam Educational Society, rep.by its Secretary, P.Madhusudhan Reddy,
S/o.P.Narasimha Reddy, R/o.Hyderabad.
3 Katipally Ravinder Reddy Education Society, Nizamabad, rep.by its president, K.Mahender Reddy,
S/o.K.Mohan Reddy, R/o.Nizamabad.

..... PETITIONERS

AND

1 Government of Andhra Pradesh rep.by its Secretary, Department of Education at Secretariat, Hyderabad.
2 The Convenor, EDCET 2004-2005, O/o.Director, of School Education, Andhra Pradesh, Hyderabad.
3 The Commissioner & Director of School Education, Andhra Pradesh, Hyderabad.
4 A.P.State Council for Higher Education, Nampally, Hyderabad rep.by its

Chairman.

..RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ or writs, order or direction, declaring the action of the respondents in seeking not to allot students to the colleges established by petitioner societies, in B.Ed course, on the ground that they do not figure in the list communicated by first respondent vide G.O. Ms.No.48 dt.3-3-2005, as illegal, arbitrary and unconstitutional by consequently directing the 2nd respondent to allot students to the colleges established by petitioner societies, viz. Srinidhi college of Education, Kushaiguda, Ranga Reddy District, Sri Vidya colleges of Education at Bowrampet, Ranga Reddy District. and KKR College of Education, Nizamabad, respectively for admission into B.Ed. course, without reference to G.O.Ms.No. 48 dt.3-3-205 issued by first respondent; Award costs.

Counsel for the Petitioner:MR.N.SRIDHAR REDDY

Counsel for the Respondent No.1 to 3: GP FOR EDUCATION

Counsel for the Respondent No.4: MR. C.SUDEPU ANAND

WRIT PETITION NO : 5863 of 2005

Between:

1 St. Thomas Educational Society, Tiruvur Vilalge and Mandal, Krishna District, Rep. by its Secretary & Correspondent, C D Prabhakar Rao, S/o. Isaiah, aged 52 Years.
2 Nalanda Educational Society, Suryapet, Nalgonda District, Rep. by its Secretary A. Nagarjuna, S/o. Balakistaiah, aged 48 Years.
3 Madina Educational Society, Kodad, Nalgonda District, Rep. by its Secretary Syed Jaffar, S/o. Syed Jamal, aged 38 Years.

... PETITIONERS

AND

1 Government of Andhra Pradesh, Rep. by its Secretary, Department of Education at Secretariat, Hyderabad.
2 The Convenor, EDCET 2004-2005, O/o. Director of School Education, Andhra Pradesh, Hyderabad.
3 The Commissioner & Director of School Education, Andhra Pradesh, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ of Writs, Order or Direction,

declaring the action of the Respondents in seeking not to allot students to the Colleges established by petitioner societies, in B.Ed Courses, on the ground that they do not figure in the list communicated by first respondent vide G.O.Ms.No. 48 dt. 3-3-2005, as illegal, arbitrary and unconstitutional by consequently directing the 2nd Respondent to allot students to the colleges established by petitioner societies, viz. St. Thomas College of Education, Byepass Road, Tiruvur (Krishna District), R.K.L.K. College of Education, Suryapet, Nalgonda District and Madina College of Education, Huzurnagar, Nalgonda District respectively,for admission into B Ed course, without reference to G.O.Ms.No. 48 dt. 3-3-2005 issued by first respondent; Award costs.

Counsel for the Petitioner:MR.N.SRIDHAR REDDY

Counsel for the Respondent No.: GP FOR SCHOOL EDUCATION

WRIT PETITION NO : 5748 of 2005

Between:

1 St. Mary Educational Society, LIG-2, APHB. colony, Nalgonda, re. by its Secretary, Y. Renuka.
2 Universal College of Education, 3-110/3, Nayanagar, Kodad-508 206, Nalgonda District, rep. by its Secretary Y. Renuka.

... PETITIONERS

AND

1 The Govt of A.P., rep. by its Prl.Secretary, School Education Department, Secretariat, Hyderabad.
2 The A.P. State Council for Higher Education, A.P., Hyderabad.
3 The Commissioner and Director of School Education, A.P., Hyderabad.
4 the Convenor, Ed.CET 2004, Hyderabad.
5 The Osmania University, Hyderabad, rep. by its Registrar.
6 The National Council for Teacher Education, 1st Floor, CSD Bldgs., HMT Post, Bangalore-560 031.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the Respondents 1 to 3 in not issuing permission to the 2nd petitioner College to be included in the list of Colleges for being allotted students in pursuance of the counseling for the academic session 2004-2005 as notified in Ed. CET-2004 by the 4th respondent to commence from 21.03.2005 as arbitrary, illegal, and thus offending Article 14 of the Constitution of India being contrary to National Council for Teacher Education Act and Recognition rules, Section 20 of the A.P. Education Act and thus A.P. Education by way of issuance of a writ order or direction one more particularly in the nature of Writ of Mandamus and consequently direct the Respondents 1 to 4 to grant permission to the 2nd petitioner college for the academic year 2004-2005 in pursuance of the recognition granted by the 6th

respondent.

Counsel for the Petitioner:MR.D.V.SITARAMAMURTHY

Counsel for the Respondent : MR.B.ADINARAYANA RAO FOR R

MR.DEEPAK BHATTACHARJEE FOR R5

MR.C.SUDESH ANAND(SC FOR APSCHE) FOR R-2

GP FOR SCHOOL EDUCATION FOR RM APP 1 & 3 & 4

WRIT PETITION NO : 5749 of 2005

Between:

Elite Educational Society, Draksharma, East Godavari District, rep. by its President and Correspondent Smt. G. Annapurna.

2. Little Rose College of Education, Draksharama, East Godavari

District Rep. By its President and Correspondent Smt. G.Annapurna.

... PETITIONER

AND

1 the Govt of A.P., rep. by its Prl. Secretary, School Education Dept., Secretariat Bldgs., Hyderabad.
2 The A.P., State Council for Higher Education, A.P., Hyderabad.
3 The Commissioner and Director of School Education, A.P., Hyderabad.
4 The Convenor, Ed.CET 2004, Hyderabad.
5 The Andhra University, Visakhapatnam, rep. by its Registrar.
6 the National Council for Teacher Education, 1st Floor, CSD Building, HMT Post, Bangalore-560 031.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the Respondents 1 to 3 in not issuing permission to the 2nd Petitioner College to be include in the list of Colleges for being allotted students in pursuance of the counseling for the academic session 2004-2005 as notified in Ed.CET -2004 by the 4th respondent to commence from 21.03.2005 as arbitrary, illegal, and thus offending Article 14 of the Constitution of India being contrary to National Council for Teacher Education Act and Recognition Rules, Section 20 of the A.P. Education Act and thus A.P. Education by way of issuance of a writ order or direction one more particularly in the nature of writ of Mandamus and consequentially direct the Respondents 1 to 4 to grant permission to the 2nd petitioner college for the academic year 2004-2005 in pursuance of the recognition granted by the 6th respondent .

Counsel for the Petitioner:MR.D.V.SITARAMAMURTHY

Counsel for the Respondent : GP FOR SCHOOL EDUCATION FOR RM APP 1,3,4

Counsel for the Respondent No.5: MRV.RAJ GOPAL REDDY

Counsel for the Respondent No.5: MR. SUDEPU ANAND

WRIT PETITION NO : 5692 of 2005

Between:

1 Greater Visakha Medicare Educational Society, registered at Visakhapatnam rep by Correspondent,
Syed Hamza Hussaini S/o S.A. Hussaini R/o Nellore
2 Mother Theresa Educational Society, Raigir Village, Bhongir Mandal, Nalgonda District, rep by
Correspondent, V. Jayachandra Reddy S/o Yerram Reddy Bhongir, Nalgonda District
3 Badvel Higher & Technical Educational Society, Nagarajupet, Cuddapah rep by Correspondent,
T. Shiva Shankar Reddy S/o T. Ramachandra Reddy

....PETITIONERS

AND

1 Government of Andhra Pradesh rep by Secretary, Department of Education at Secretariat, Hyderabad
2 The Convenor, EDCET 2004-2005, O/o Director of School Education, Andhra Pradesh, Hyderabad
3 The Commissioner & Director of School Education, Andhra Pradesh, Hyderabad

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ or writs, order Direction, declaring the action of the respondents in not seeking to allot students to the colleges established by petitioner institutions, in B.Ed. Course, on the ground that they do not figure in the list communicated by first respondent vide G.O.Ms. No. 48 dated 3-3-2005, as illegal, arbitrary and unconstitutional by consequently directing the 2nd respondent to allot students to the colleges established by petitioner institutions for admission into B.Ed. Course, without reference to G.O.Ms. No. 48 dt 3-3-2005 issued by first respondent Award costs.

Counsel for the Petitioner:MR.N.SRIDHAR REDDY

Counsel for the Respondent No.: GP FOR EDUCATION

WRIT PETITION NO : 5752 of 2005

Between:

1 St.John's Educational and Development Society, cumbum-523 333, Prakasam District, AP rep., by its
President Smt.B.H.K.Sarojini, w/o B.Danam, r/o 104 Dwaraka Apartments, Thakur Mansion Lane,
Somajiguda, Hyderabad-500 008.
2 St.John's College of Education, Aswaraopet, Khammam District, A.P., rep., by its President.
3 B.H.K.Sarojini, w/o B.Danam, r/o 104, Dwaraka Apartments, Thakur Mansion Lane,
Somajiguda, Hyderabad.

..... PETITIONERS

AND

1 Government of A.P., rep., by its Principal Secretary, School Education, Secretariat, Saifabad, Hyderabad.
2 Commissioner & Director of School Education, Government of Andhra Pradesh, Hyderabad.
3 Government of A.P., rep., by its Principal Secretary, Minority Welfare Department, Secretariat,
Saifabad, Hyderabad.
4 Convener EDCET 2004 Hyderabad.
5 Kakatiya University, Warangal rep., by its Registrar.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ, order, direction more particularly one in the nature of writ of "mandamus"(i) directing the respondents 1 & 2 to immediately include the 2nd petitioner college in the list of approved colleges for admission of B.Ed.students for the academic year 2004-2005 (ii) direct the 2nd respondent to entertain the application of the petitioners for grant of Minority status to the 2nd petitioner college, already presented to him and take necessary steps to complete the process and to recommend to the respondent No.3 for grant of Minority status to the petitioner No.2 college immediately as was done for other colleges during 2003-04 to enable the petitioner college, to run as Minority Institution during the academic year 2004-2005.

Counsel for the Petitioner:MR.S.NIRANJAN REDDY

Counsel for the Respondent No1,2, & 4.: GP FOR EDUCATION

Counsel for the Respondent No.3: G.P. FOR SOCIAL WELFARE

Counsel for the Respondent No.5: MR. DEEPAK BHATTACHARJEE

WRIT PETITION NO : 5768 of 2005

Between:

1 St.Mary Educational Society, LIG-2, A.P.H.B.Colony, Nalgonda, rep.by its Secretary,
Y.Renuka.
2 Narketpally College of Education, LIG-2, A.P.H.B.Colony, Nalgonda-508001 rep.by its Secretary Y.Renuka.

... PETITIONERS

AND

1 The Government of Andhra Pradesh rep.by its Principal Secretary, School Education Department Secretariat,
Buildings, Hyderabad.
2 The A.P.State Council for Higher Education Andhra Pradesh, Hyderabad.
3 The Commissioner and Director of School Education, Andhra Pradesh, Hyderabad.
4 The Convenor, Ed.CET 2004, Hyderabad.
5 The Osmania University, Hyderabad, rep.by its Registrar.
6 The National Council for Teacher Education 1st floor, CSD Building, HMT post, Bangalore -560031.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the Respondents 1 to 3 in not issuing permission to the 2nd petitioner college to be included in the list of colleges for being allotted students in pursuance of the counseling for the academic session 2004-2005 as notified in Ed.CET-2004 by the 4th Respondent to commence from 21-03-2005 as arbitrary, illegal, and thus offending Article 14 of the Constitution of India being contrary to National council for Teacher Education Act and Recognition Rules, Section 20 of the A.P.Education Act and thus A.P.Education by way of issuance of a writ order or direction one more particularly in the nature of writ of Mandamus and consequentially direct the Respondents 1 to 4 to grant permission to the 2nd petitioner college for the academic year 2004-2005 in pursuance of the recognition granted by the 6th Respondent.

Counsel for the Petitioner:MR.D.V.SITARAMAMURTHY

Counsel for the Respondents 1,3& 4 .: GP FOR EDUCATION

Counsel for the Respondent No.2: MR.SUDEGU ANAND

Counsel for the Respondent No.5: DEEPAK BHATTACHARJEE

WRIT PETITION NO : 5788 of 2005

Between:

1 Manair Educational Academy Rep by its Secretary., K.Anand Reddy. Padmanagar , Karimnagar
2 Manair College of Education Rep by its Secretary.

Sircilla Road, Padmanagar Karimnagar-505002

... PETITIONERS

AND

1 The Govt of A.P., Rep by its Prl.Secretary
School Education Dept Secretariat Building, Hyderabad.
2 The A.P.State Council for Higher Education
A.P., Hyderabad.
3 The Commissioner and Director of School Education
A.P., Hyderabad.
4 The Convenor, Ed.CET 2004
Hyderabad.
5 The Kakatiya University Rep by its Registrar
Warangal.
6 The National Council for Teacher Education
1st Florr CSD Building, HMT Post Bangalore-560031.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the respondents 1 to 3 in not issuing permission to the 2nd petitioner college to be included in the list of colleges for being allotted students in pursuance of the counselling for the academic session 2004 and 2005 as notified in Ed.CET-2004 by the 4th respondent to commence from 21-3-2005 as arbitrary, illegal, thus offending Article 14 of the constitution of India being contrary to national Council for Teacher Education Act and the Recognization Rules, Section 20. A.P. Education and thus A.P.Education by way of issuance of a writ order or direction one more particularly in the nature of Writ of Mandamus and consequentially direct the respondents 1to 4 to grant permission to the 2nd petitioner college for the academic year 2004-2005 is pursuance of recognition granted by the 6th respondent.

Counsel for the Petitioner:MR.D.V.SITARAMAMURTHY

Counsel for the Respondent 1,3 ,4 : G.P. FOR SCHOOL EDUCATION

Counsel for the Respondent NO.2: MR. SUDEPU ANAND

Counsel for the Respondent No.5: MR. DEEPAK BHATHACHARJEE

WRIT PETITION NO : 5789 of 2005

Between:

1 V.C.Venkata Reddy Educational Society Markapur, Prakasam District
rep. by its Secretary and Principal B.Guruva Reddy.
2 Ravi Teja College of Education Jawahar Nagar Colony, Markapur-523316
Prakasam Dirstrict rep.by its Secretary and Principal B.
Guruva Reddy.

.. PETITIONERS

AND

1 The Government Of Andhra Pradesh rep by its Principal Secretary,
School Education Department, Secretariat Bulidings, Hyderabad.
2 The A.P. State Council for Higher Education Andhra Pradesh, Hyderabad.
3 The commissioner and Director Of School Education,
Andrapradesh, Hyderabad.
4 The Convenor, Ed.CET. 2004 Hyderabad.
5 The Nagaruna University,Guntur rep. by its Registrar.
6 The National Council For Teacher Education
1st Floor,CSD Buliding, HMT Post, Bangalore- 56031.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the respondents 1st to 3 in not issuing permission to the 2nd petitioner college to be included in the list of colleges for being allotted students in pursuance of the counseling for the academic session 2004-2005 as notified in Ed.CET- 2004 by the 4th respondent to commence from 21.03.2005 as arbitrary illegal, and thus offending Article 14of the constitution of India being contrary to National council for Teacher Education Act and Recognition Rules, section 20 of the A.P Education Act and thus A.P Education by way of issuance of a writ order or direction one more particularly in the nature of writ of Mandamus and consequentially direct the 1to 4 to grant permission to the 2nd petitioner college for the academic year 2004-2005 in pursuance of the recognition granted by 6th Respondent.

Counsel for the Petitioner:MR.D.V.SITARAMAMURTHY

Counsel for the Respondent No.: GP FOR SCHOOL EDUCATION

WRIT PETITION NO : 5793 of 2005

Between:

1 Raja Bahadur Venkatarama Reddy Vignana Parishad Karimnagar rep by Correspondent Pingali Bhaskar Reddy
2 R.B.V.R.R. College of Education Seetharampur, Arepalli Post Karimnagar rep by Correspondent
Pingali Bhaskar Reddy

..... PETITIONERS

AND

1 The Government of Andhra Pradesh rep by Principal Secretary, school Education Department
Secretariat Buildings, Hyderabad
2 The A.P. State Council for Higher Education Andhra Pradesh, Hyderabad

3 The Commissioner and Director of School Education Andhra Pradesh, Hyderabad
4 The Convenor, Ed. CET 2004 Hyderabad
5 The Kakatiya University, Warangal rep by Registrar
6 The National Council for Teacher Education 1st Floor, CSD Building, HMT Post, Bangalore

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the Respondents 1 to 3 in not issuing permission to the 2nd petitioner College to be included in the list of colleges for being allotted students in pursuance of the counseling for the academic session 2004-05 as notified in Ed.CET-2004 by the 4th Respondent to commence from 21-03-2005 as arbitrary, illegal, and thus offending Article 14 of the Constitution of India being contrary to National Council for Teacher Education Act and Recognition Rules, Section 20 of the A.P. Education Act and thus A.P. Education by way of issuance of a Writ order or direction one more particularly in the nature of Writ of Mandamus and consequently direct the Respondents 1 to 4 grant permission to the 2nd petitioner college for the academic year 2004-2005 in pursuance of the recognition granted by the 6th Respondent.

Counsel for the Petitioner:MR.D.V.SITARAMAMURTHY

Counsel for the Respondent No.: GP FOR SCHOOL EDUCATION

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The Court made the following common order:

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COMMON ORDER:

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1. All these writ petitions have been filed assailing the action of the respondents for non-inclusion of the petitioners' colleges in the list of the colleges for allotment of students in pursuance of the counselling for the academic year 2004-205 as notified in EDCET-2004.

2. The learned Standing Counsel appearing for the A.P. State Counsel for Higher Education, Andhra Pradesh-2nd respondent placed on record a copy of the G.O.Rt. No. 347, dated 13-6-2005 where under all the petitioners' institutions have been included in the list of approved colleges for academic year 2004-05 for allotment of students as per the quota indicated against each college. Such is the situation, all the writ petitions do not survive and the same are liable to be dismissed as

infructuous.

3. Accordingly, all the writ petitions are dismissed as infructuous. No order as to costs.

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B.Seshasayana Reddy,J

12th July, 2005.

KM

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Govt of A.P., rep. by its Prl.Secretary, School Education Department, Secretariat, Hyderabad.
2 The A.P. State Council for Higher Education, A.P., Hyderabad.
3 The Commissioner and Director of School Education, A.P., Hyderabad.
4 the Convenor, Ed.CET 2004, Hyderabad.
5 The Osmania University, Hyderabad, rep. by its Registrar.
6 The National Council for Teacher Education, 1st Floor, CSD Bldgs., HMT Post, Bangalore-560 031.

7. 2 CCs to G.P. for School Education, High Court Buildings, Hyderabad

(OUT)

8. 2 CD copies

9. The Registrar, Kakatiya University, Warangal.
10. The Registrar, Nagarjuna University, Guntur.

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

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WRIT PETITION NO : 6001 OF 2005

WRIT PETITION NO. 6490 OF 2005

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WRIT PETITION No. 5788 OF 2005

WRIT PETITION NO. 5789 OF 2005

WRIT PETITION NO. 5793 OF 2005

COMMON ORDER

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12TH JULY, 2005.